

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BRIAN WHITAKER,  
Plaintiff,

v.

INDEPENDENCE MENLO HOTEL  
OWNER, LLC,  
Defendant.

Case No. [21-cv-03291-MMC](#)


**ORDER OF DISMISSAL**

By order filed August 23, 2021, the Court dismissed plaintiff's First Amended Complaint and afforded plaintiff leave to file, no later than September 17, 2021, a Second Amended Complaint. Plaintiff has not filed a Second Amended Complaint.

Accordingly, the above-titled action is hereby DISMISSED.

**IT IS SO ORDERED.**

Dated: September 20, 2021

  
MAXINE M. CHESNEY  
United States District Judge